

Before the  
UNITED STATES COPYRIGHT ROYALTY JUDGES  
Washington, D.C.

Received  
FEB 03 2014  
Copyright Royalty Board

In the Matter of:	)	
	)	
Determination of Royalty Rates for	)	Docket No. 14-CRB-0001-WR
Digital Performance in Sound Recordings	)	(2016 – 2020)
and Ephemeral Recordings (Web IV)	)	
	)	

**PETITION TO PARTICIPATE**

Spotify USA Inc., ("**Spotify**"), by and through undersigned counsel, a member of the State Bar of New York in good standing, hereby submits this Petition to Participate in response to the Copyright Royalty Judges' Notice announcing commencement of the proceeding to determine reasonable rates and terms for public performances of sound recordings by means of an eligible nonsubscription transmission for the period beginning on January 1, 2016, and ending on December 31, 2020 (the "**License Period**"). 79 Fed. Reg. 412 (Jan. 3, 2014).

Spotify's contact information, as required by 37 C.F.R. § 351.1(b)(1)(i)(A), is as follows:

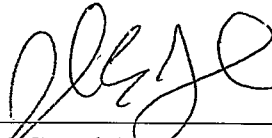
Spotify USA Inc.  
45 W. 18<sup>th</sup> Street, 7<sup>th</sup> Floor  
New York, NY 10011  
Attn: Mr. James Duffett-Smith, Head of Licensing Business Affairs  
Email: james@spotify.com  
Phone: (917) 565-3894  
Fax: N/A

Spotify has a "significant interest" in the proceeding to determine reasonable rates and terms for the making of public performances of sound recordings by means of eligible nonsubscription transmissions (and associated ephemeral phonorecords) as it has previously operated under the statutory licenses set forth in Sections 112 and 114 of the Copyright Act, 17

U.S.C. §§112 & 114, and may elect to do so again during the License Period, and would therefore be subject to the rates and terms established by the Copyright Royalty Judges in the above-referenced proceeding for the License Period.

Pursuant to 37 C.F.R. § 351.1(b)(4), the filing fee of \$150, in a check made payable to the "*Copyright Royalty Board*," is also enclosed herewith.

Respectfully submitted,



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January 31, 2014